CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED FOR
SED 2 2 2005

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JOHN F. CORCORAN, CLERK BY: HALLOWAND DEPUTY CLERK

JAMES FELTON,)	Case No. 7:04cv00737
Petitioner,)	
)	
v.)	<u>ORDER</u>
)	
UNITED STATES OF AMERICA,)	By: Jackson L. Kiser
Respondent.)	Senior United States District Judge
)	

In accordance with the Opinion entered on this day, it is hereby ordered

ORDERED

that Respondent's motion to dismiss is **GRANTED**. The petitioner's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 shall be and hereby is **DENIED**; and, this case shall be **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this Order and the accompanying Memorandum Opinion to all parties.

ENTER: This 23rd day of September, 2005.

Senior United States District Judge